

DOCKET FILE: COPY ORIGINAL

Springfield Public Schools

DISTRICT RE-4

389 Tipton Street • Springfield, CO 81073

RECEIVED & INSPECTED

NOV 13 2006

FCC - MAILROOM

Mr. Michael L. Page
Superintendent/Elementary Principal
719-523-6654

Mr. Richard Hargrove
Junior High/High School Principal
719-523-6522

November 07, 2006

Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Room TW-A325
Washington, DC 20554

Re: CC Docket No. 02-6. Request for Review
Springfield School District RE-4, Billing Entity Number 142364

To Whom It May Concern:

We would like to file an appeal for a decision made by USAC for our application number 538591.

Enclosed are the copies of the appeal filed with USAC and the decision by USAC. We acknowledge the application was filed after the deadline of February 16, 2006. However, our former business manager filed the application after waiting the required 28 days. A letter from USAC dated January 23, 2006 notified our district that Form 470 was received by USAC. Our business manager filed Form 471 on February 21, 2006, which is 28 days after notification.

Please review the denied appeal. If you need any additional information please let us know.

Sincerely,



Michael L. Page
Superintendent

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Encl: 9

Springfield Public Schools

DISTRICT RE-4

389 Tipton Street • Springfield, CO 81073

Mr. Richard Hargrove
Junior High/High School Principal
719-523-6522

Mr. Michael L. Page
Superintendent
719-523-6654

Miss Diane Shanks
Elementary Principal
719-523-4391

7-06-06

Appellant name: Michael Page
Applicant Name: Springfield School District Re-4
BEN: 142364
Application Number: 538591
Funding Year 2006 Form 471 Postmarked Outside of Window.

We are sending this letter to appeal the decision of not being approved because our postmark was outside of the window. Our Form 471 application was postmarked on 02/21/06, which is AFTER the 2006-2007 filing window closed on February 16, 2006.

We are appealing this decision because of a miscommunication between the person that is responsible for the Form 470 and the person who is responsible for filling out the Form 471. The Form 470 was later than usual getting completed and approved and the person who filled out the Form 471 thought they had to wait 28 days from the date of approval on the Form 470 to complete the Form 471. I have attached a copy of the 471 approval letter to show the date it was approved (January 28, 2006) and the 28 day waiting period as mention above is on the last line of the first page.

I cannot attach a copy of the Form 470 notification letter but I will fax a copy of this letter as well as emailing it.

Please send any response to Michael Page, Superintendent of Schools.

Mike.page@springfield.k12.co.us

719-523-6654

389 Tipton Street

Springfield, CO 81073



Universal Service Administrative Company
Schools & Libraries Division

088
2265

FORM 470-Receipt Notification Letter
(Funding Year 2006: 07/01/2006--06/30/2007)

January 23, 2006

Loraine Saffer
SPRINGFIELD SCHOOL DIST R E 4
389 TIPTON ST
SPRINGFIELD, CO 81073-1032

Re: Applicant's Form Identifier: 2006SPRING
Form 470 Application Number: 195960000578678
Entity Number: 142364
Date Form 470 Posted: 01/16/2006
Allowable Vendor Selection/Contract Date: 02/13/2006

Dear Loraine Saffer:

This letter is to notify you that the Schools and Libraries Division (SLD) has received your FCC Form 470, "Description of Services Requested and Certification Form," although we have NOT yet received your Block 5 signed certification page, either online or on paper. This letter provides important information about program rules. Please read this letter carefully and retain it for your records and future reference.

The Form 470 Application Number listed above has been assigned by the SLD and will be used to track your Form 470. This number must be provided on each FCC Form 471, "Services Ordered and Certification Form," Block 5 Funding Request that cites this Form 470. Any applicant who relies on this Form 470 will need to know this Form 470 Application Number. You may wish to share this number with those schools and/or libraries featured in this application to assist them in their preparation of the Form 471.

The purpose of the Form 470 is to open a competitive bidding process for the services desired. The Form 470 applicant is responsible for ensuring an open, fair competitive process and selecting the most cost-effective provider of the desired services with price being the primary factor. The Form 470 must be completed by the entity that will negotiate with potential service providers. A service provider who will participate in the competitive bidding process as a bidder cannot complete it. Please be aware that if a service provider was involved in the preparation or certification of your Form 470, this involvement could taint the competitive bidding process and result in the denial of your funding requests.

FCC rules require that requests for non-contracted tariffed or month-to-month services and requests for new contractual services be posted on the SLD section of the USAC web site for a period of at least 28 days before selecting a vendor in order to provide for a competitive bidding process. If you indicated on your Form 470 that you have an RFP, the RFP must also be available to potential bidders for at least 28 days before selecting a vendor. In addition, if you are seeking support on your Form 470 for the first time for services delivered under a multi-year contract signed on or before July 10, 1997, the SLD cannot process your Form 471 until the 28-day waiting period has elapsed. State or local

3.

laws may require a longer procurement cycle. This 28-day waiting period must occur before you may execute any contracts for contracted services, before you select your vendor for non-contracted tariffed or month-to-month service, and before you sign and submit your Form 471.

The "Allowable Vendor Selection/Contract Date" featured above is the earliest date that you may execute any contracts for contracted services; select your vendor for non-contracted tariffed or month-to-month services; and sign and submit your Form 471.

The FCC's Fifth Report & Order (FCC 04-190, released August 13, 2004) requires that documents demonstrating compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts must be retained for a period of at least five years after the last day of service delivered. See "Document Retention Requirements" in the Order for a descriptive list of many of the documents you must retain.

You must follow all applicable state and local procurement laws. You must also be able to demonstrate compliance with these laws.

Your Form 470 and RFP, if applicable, MUST define the specific services or functions (and quantity and/or capacity) for which funding will be sought. You MUST obtain specific cost information, including prices for products and services to be provided. Failure to adhere to these rules violates the requirement to choose the most cost-effective provider. Moreover, you cannot seek discounts for services in a category of service on the Form 471 if those services in those categories were not indicated on a Form 470.

Requests for Proposals (RFPs) or other solicitation methods must be tailored specifically to your needs and circumstances, and based directly on your technology plan. Use of a generic RFP used successfully by another applicant, for example, does not comply with the Commission's competitive bidding requirements. RFPs and competitive bidding processes that are structured to favor one service provider undermine the competitive process.

FCC rules require your service provider to offer you the option of requesting discounts on bills, or of paying the bills in full and then receiving reimbursement. We recommend that you include your preferred method for receiving discounts when considering bids and discuss that with your service provider.

Beginning with Funding Year 2005, FCC rules restrict funding of Internal Connections other than Basic Maintenance to only twice every five years. This rule does not apply to Basic Maintenance of Internal Connections.

A technology plan that covers all 12 months of the funding year is required for all services except basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only. The technology plan must have been written before the Form 470 is filed and must be approved by a state or other authorized body that is an SLD-certified Technology Plan Approver prior to the commencement of discounted services.

To assist us in evaluating the impact of new technology on the nation's schools and libraries, you will be asked to provide the National Center for Education Statistics (NCES) or Federal-State Cooperative System (FSCS) code for any recipient of service. Please continue to review the web site for additional information.

FCC Registration Numbers may be obtained through the FCC Registration Number Commission Registration System (CORES) at www.fcc.gov. The FCC's "Red Light Rule" became effective November 1, 2004. The FCC adopted Section 1.1910 of the rules to implement the Debt Collection Improvement Act of 1996 (DCIA), and amended 47 C.F.R. Secs 1.8002 and 1.8003 "to require all entities that participate in the schools and libraries universal service support mechanism to obtain an FCC Registration Number." Please continue to review the SLD section of the USAC web site for additional guidance.

Complete information about the filing window for the Funding Year 2006 Form 471, is posted to the SLD web site.

It is important to remember that not all requested services will necessarily be approved for discounts. Your Form 471 will be subject to review by the SLD for a determination of funding eligibility before funds are committed. This review will consider all program rules, including eligibility of discount recipients and the eligibility of services for which discounts are requested. In addition, availability of funds will be a factor in funding decisions. Therefore, you should consider the possibility of a denial of funding or a level of funding below your request, and include appropriate contingencies in

contracts for any or all of the requested services.

Thank you for your interest in the Schools and Libraries program. If you have any questions, please contact the SLD Client Service Bureau by e-mail using the "Submit a Question" link on the web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Schools and Libraries Division
Universal Service Administrative Company

Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, New Jersey 07981

00748
Lorraine Saffer
SPRINGFIELD SCHOOL DIST R E 4
389 TIPTON ST
SPRINGFIELD, CO 81073-1032



IMPORTANT REMINDERS & DEADLINES

Entity Number: 142364

Applicant Name: SPRINGFIELD SCHOOL DIST R E 4

The following information is provided to assist you throughout the application process. We recommend that you keep it in an easily accessible location and that you share it with the appropriate members of your organization.

28-DAY POSTING REQUIREMENT - FCC Rules require that requests for non-contracted tariffed or month-to-month services and requests for new contractual services be posted on the SLD section of the USAC web site for a period of at least 28 days before selecting a vendor. If you indicate on your Form 470 that you have an RFP, RFPs must also be available to potential bidders for at least 28 days before selecting a vendor.

FORM 471 APPLICATION FILING WINDOW - It is your responsibility to check the SLD section of the USAC web site or contact the SLD Client Service Bureau (CSB) to obtain the filing window dates.

OBLIGATION TO PAY NON-DISCOUNT PORTION - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. The FCC stated that requiring applicants to pay their share ensures efficiency and accountability in the program. The FCC's Fifth Order (FCC 04-190 released August 3, 2004) concluded that a reasonable timeframe for a beneficiary to pay its non-discount share is 90 days after the delivery of service. If you are using a trade-in as part of your non-discount portion, please refer to the web site for more information.

TECHNOLOGY PLAN - When a technology plan is required, it must cover all 12 months of the funding year, must have been written before the Form 470 is filed, and must be approved prior to commencement of discounted services. Technology plans are not required for basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only.

RETAIN DOCUMENTATION - FCC rules require that documents demonstrating compliance with the statute and Commission rules must be retained for a period of at least five years after the last day of service delivered. See "Document Retention Requirements" in FCC 04-190 for a descriptive list of many of the documents you must retain.

FREE SERVICES ADVISORY - Applicants and service providers are prohibited from using the Schools and Libraries Support Mechanism to subsidize the procurement of ineligible or unrequested products and services, or from participating in arrangements that have the effect of providing a discount level to applicants greater than that to which applicants are entitled.

FCC REGISTRATION NUMBERS - Effective November 1, 2004, E-rate program participants must have an FCC Registration Number. Please continue to review the SLD section of the USAC web site for additional guidance.

Complete program information - including more information on these reminders - is posted to the SLD section of the USAC web site at www.sl.universalservice.org. You may also contact CSB by e-mail using the "Submit a Question" link on the web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2006-2007

September 08, 2006

7/01/06 - 6/30/07

Michael Page
Springfield School District RE-4
389 Tipton Street
Springfield, CO 81073

Re: Applicant Name: SPRINGFIELD SCHOOL DIST R E 4
Billed Entity Number: 142364
Form 471 Application Number: 538591
Funding Request Number(s): 1491689, 1491692
Your Correspondence Received: July 06, 2006

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2006 Form 471 Postmarked Outside of Window Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1491689, 1491692
Decision on Appeal: **Denied**
Explanation:

- A thorough review of your appeal and the relevant facts shows that you filed the Form 471 application on February 21, 2006 which is outside of the application filing window. For Funding Year 2006, in order to be considered for funding, Form 471 applications and their associated certifications had to be postmarked no later than 11:59 pm (EST) on February 16, 2006. You have failed to demonstrate that your Form 471 application was postmarked on or before February 16, 2006. Consequently, your appeal is denied.
- The FCC requires all parts of an application to be postmarked by the final date of the filing window for the relevant funding year for the application to be treated as having been filed within the filing window. See Request for Review by Alpine County Unified School District, et . al., Federal-State Joint Board on Universal

Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., CC Docket Nos. 96-45 and 97-21, Order, DA 02-75 paras. 2 and 4. (rel. Jan. 14, 2002). This includes the Form 470 Certification, the Form 471 application, and the Form 471 Certification.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Michael Page
Springfield School District RE-4
389 Tipton Street
Springfield, CO 81073

Billed Entity Number: 142364
Form 471 Application Number: 538591
Form 486 Application Number:

Route

Tina

Delivery Point

TW-B204

11/13/06
12:41:18

OMD

PO#

Sdr **SPRINGFIELD PUBLIC S**

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OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAIL



7006 0100 0006 7845 3995



**SPRINGFIELD PUBLIC SCHOOLS
DISTRICT RE-4**

389 TIPTON STREET
SPRINGFIELD, CO 81073

TO:

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY
445 12th STREET, SW
ROOM TW-A325
WASHINGTON, DC 20554